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Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASMINE NICOLE BUTTS,

Defendant.

CRIMINAL NO- 07-70624

NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL RULES
OF CRIMINAL PROCEDURE

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal
Procedure that on October 23, 2007, the above-named defendant was arrested based upon an
arrest warrant (copy attached) issued upon an

☒ XX Indictment

☐ Information

☐ Criminal Complaint

☐ Other (describe) _____

pending in the Eastern District of California, Case Number 07-CR-0445-MCE.


1 In that case, the defendant is charged with violations of Title 18 United States Code, Sections
2 371, 1344(2) (5 counts), and 1028A(a)(1) (2 counts).

3 Description of Charges: Conspiracy to Commit Bank Fraud, Bank Fraud and Attempted Bank
4 Fraud, and Aggravated Identity Theft.

5
6 Respectfully Submitted,

7 SCOTT N. SCHOOLS
8 UNITED STATES ATTORNEY

9
10 Date: 10/24/07


11 TAREK HELOU
12 Assistant U.S. Attorney
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2 United States Attorney
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FILED

OCT -4 2007

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY CLERK

8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 JASMIN NICOLE BUTTS,
14 JASMINE CHANEL CARMICHAEL,
15 EBONY CROMWELL,
16 DARCELL EPPS, and
17 TIFFANY CHARANADA PIPPINS,

18 Defendants.

207 - CR - 0449 HCE

CR. NO.

) VIOLATIONS: 18 U.S.C. § 371 -
) Conspiracy; 18 U.S.C. § 1344(a)
) - Bank Fraud and Attempted Bank
) Fraud (5 Counts); 18 U.S.C. §
) 1028A(a)(1) - Aggravated
) Identity Theft (2 Counts)

19
20 I N D I C T M E N T

21 COUNT ONE: [18 U.S.C. § 371 - Conspiracy]

22 The Grand Jury charges:

23 JASMIN NICOLE BUTTS,
24 JASMINE CHANEL CARMICHAEL,
25 EBONY CROMWELL,
26 DARCELL EPPS, and
27 TIFFANY CHARANADA PIPPINS,

28 defendants herein, as follows:

///

1 I. INTRODUCTION

2 1. At all times relevant herein, the Wells Fargo Bank was a
3 financial institution, the accounts of which were insured by the Federal
4 Deposit Insurance Corporation.

5 II. THE CONSPIRACY

6 2. Beginning not later than May 29, 2007, and continuing until
7 or about August 8, 2007, in the State and Eastern District of California
8 and elsewhere, defendants JASMIN NICOLE BUTTS, JASMINE CHANEL
9 CARMICHAEL, EBONY CROMWELL, DARCELL EPPS, and TIFFANY CHARANADA PIPPINS
10 did knowingly combine, conspire, confederate and agree with each other
11 and with others known and unknown to the Grand Jury, to: (a) execute
12 scheme and artifice to obtain the monies and funds owned by and under
13 the custody and control of a federally insured financial institution
14 means of material false and fraudulent pretenses and representations;
15 violation of Title 18, United States Code, Section 1344(2); and (b)
16 possess and use, without lawful authority, a means of identification
17 another person, during and in relation to an act of bank fraud, in
18 violation of Title 18, United States Code, Section 1028A(a)(1).

19 III. MANNER AND MEANS

20 During and in furtherance of the conspiracy, defendants JASMIN
21 NICOLE BUTTS, JASMINE CHANEL CARMICHAEL, EBONY CROMWELL, DARCELL EPPS,
22 and TIFFANY CHARANADA PIPPINS, and others known and unknown to the Grand
23 Jury, employed among others the following manner and means:

24 3. Defendants BUTTS, CARMICHAEL, CROMWELL, EPPS and PIPPINS,
25 agreed to use and present for cash checks manufactured with stolen
26 identification information and financial institution information, to
27 obtain money and funds in the custody and control of Wells Fargo Bank.

28 4. An unknown co-conspirator of the defendants obtained

1 unauthorized access to names and other identification information and
2 financial institution information for select customers at Wells Fargo
3 Bank. With this access, the co-conspirator then changed the point of
4 contact phone numbers for such accounts in the databases of Wells Fargo
5 Bank, which numbers were used by Wells Fargo personnel to contact
6 account holders. One reason for contacting account holders was to
7 confirm the validity of personal checks written on the account in the amount
8 of \$1,000.00. The contact information was changed to telephone numbers
9 controlled by the defendants.

10 5. An unknown co-conspirator obtained stolen identification
11 information and financial institution information relating to select
12 customers of Wells Fargo Bank. Using that information, the co-
13 conspirator prepared checks with the stolen information and made them
14 payable to defendants CARMICHAEL, CROMWELL, EPPS, and PIPPINS.
15 Defendants CARMICHAEL, CROMWELL, EPPS, and PIPPINS were persons who
16 could cash checks at Wells Fargo Banks.

17 6. Defendant BUTTS and a co-conspirator known to the Grand Jury
18 drove CARMICHAEL, CROMWELL, EPPS, and PIPPINS to various Wells Fargo
19 locations in the Eastern District of California and elsewhere to cash
20 the checks that had been prepared using the stolen customer information.
21 The co-conspirator known to the Grand Jury provided the checks to
22 defendants CARMICHAEL, CROMWELL, EPPS, and PIPPINS. Defendants
23 CARMICHAEL, CROMWELL, EPPS, and PIPPINS presented the checks for cash at
24 the Wells Fargo locations.

25 7. Each check provided by the co-conspirator known to the Grand
26 Jury to defendants CARMICHAEL, CROMWELL, EPPS, or PIPPINS was in the amount
27 of \$1,000.00. In most cases, consistent with bank security measures,
28 Wells Fargo tellers made telephone calls to the phone numbers listed in

1 Wells Fargo Bank's database in order to verify that such checks were
2 properly issued. An unknown co-conspirator receiving the call then
3 authorized payment to defendants CARMICHAEL, CROMWELL, and PIPPINS.

4 8. Defendants CARMICHAEL, CROMWELL, and PIPPINS received the money
5 from Wells Fargo. They then left the bank and met with the co-
6 conspirator known to the Grand Jury and defendant BUTTS, returning a
7 majority of the money to the co-conspirator known to the Grand Jury and
8 defendant BUTTS, and keeping some percentage for themselves.

9 OVERT ACTS

10 In furtherance of the conspiracy and to effect the objects thereof,
11 the following acts, among others, were committed by defendants JASMINE
12 NICOLE BUTTS, JASMINE CHANEL CARMICHAEL, EBONY CROMWELL, DARCIE EPPS
13 and TIFFANY CHARANADA PIPPINS, within the Eastern District of California
14 and elsewhere:

15 9. On June 15, 2007, defendant CROMWELL entered a Wells Fargo Bank
16 on Mount Diablo Road in Lafayette, California and cashed a check drawn
17 on the account of Gavino V.A. and Juana O.V. in the amount of \$5,138.00.

18 10. On July 10, 2007, defendant BUTTS and the co-conspirator known
19 to the Grand Jury drove defendant EPPS to a Wells Fargo Bank on
20 Courthouse Drive in Union City, California.

21 11. On July 10, 2007, defendant EPPS entered a Wells Fargo Bank on
22 Courthouse Drive in Union City, California and attempted to cash a check
23 drawn on the account of Leon and Germaine G. in the amount of \$3,722.00.

24 12. On July 18, 2007, defendant BUTTS paid \$79.00 in cash to rent
25 a hotel room at the Silver Legacy Casino in Reno, Nevada.

26 13. On July 18, 2007, defendant CROMWELL entered a Wells Fargo
27 Bank on Neil Road in Reno, Nevada and cashed a check drawn on the
28 account of Peter A. in the amount of \$7,427.00.

1 14. On July 28, 2007, defendant BUTTS and the co-conspirator known to the
2 to the Grand Jury drove defendant CARMICHAEL to a Wells Fargo Bank on
3 Galleria Boulevard in Roseville, California, in the State and Eastern
4 District of California.

5 15. On July 28, 2007, defendant CARMICHAEL entered Wells Fargo
6 Bank on Horseshoe Bar Road in Loomis, California, in the State and
7 Eastern District of California, and cashed a check drawn on the account
8 of Carmen and Richard B. in the amount of \$2,135.00.

9 16. On or about August 8, 2007, the co-conspirator known to the
10 Grand Jury delivered counterfeit checks with stolen identifications and
11 information to defendant PIPPINS.

12 17. On August 8, 2007, defendant PIPPINS entered a Wells Fargo
13 Bank on East Horizon Ridge Parkway in Henderson, Nevada and cashed a
14 check drawn on the account of Gabriel and Daniel T. in the amount of
15 \$7,063.00.

16 All in violation of Title 18, United States Code, Section 373
17 COUNTS TWO THROUGH SIX: [18 U.S.C. § 1344(2) - Bank Fraud
18 and Attempted Bank Fraud]

19 The Grand Jury further charges: T H A T

20 JASMIN NICOLE BUTTS, and
JASMINE CHANEL CARMICHAEL,

21 defendants herein, on or about the dates set forth below, in the State
22 and Eastern District of California, did each knowingly execute and
23 attempt to execute a scheme and artifice to obtain the monies and funds
24 owned by and under the custody and control of a federally insured
25 financial institution, to wit: Wells Fargo Bank, by means of material
26 false and fraudulent pretenses and representations, to wit: by the use
27 of forged checks, as set forth below. In executing the scheme to
28 defraud, a person known to the Grand Jury obtained counterfeit checks.

drawn on Wells Fargo Bank which had stolen names and account number information. The person known to the Grand Jury and defendant BUTTS then drove defendant CARMICHAEL to Wells Fargo Bank branches where defendant CARMICHAEL presented each such counterfeit check for cash as set forth below:

Count	Date	Amount	Payee	Account Holder
2	May 29, 2007	\$2,780.05	Jasmine Carmichael	Janice W.
3	July 28, 2007	\$5,829.00	Jasmine Carmichael	C. Family Trust
4	July 28, 2007	\$4,832.00	Jasmine Carmichael	Carmer and Richard B.
5	July 28, 2007	\$2,394.00	Jasmine Carmichael	C. Family Trust
6	July 28, 2007	\$2,135.00	Jasmine Carmichael	Carmer and Richard B.

All in violation of Title 18, United States Code, Sections 1344(2) and 2.

COUNTS SEVEN AND EIGHT: [18 U.S.C. § 1028A(a)(1) - Aggravated Identity Theft]

The Grand Jury further charges: T H A T

JASMIN NICOLE BUTTS, and
JASMINE CHANEL CARMICHAEL,

defendants herein, on or about July 28, 2007, in the State and Eastern District of California, did each knowingly use, without lawful authority, a means of identification of another person, during and in relation to a felony violation of Federal law pursuant to Chapter 63 of Title 18, United States Code, to wit: bank fraud, in violation of Title 18, United States Code, Sections 1344(2) and 2, as set forth below:

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Count	Date	Felony Offense	Means of Identification Used
7	July 28, 2007	Fraudulent payment of \$4,832.00 to Jasmine Carmichael	Names of Carmen and Richard B.
8	July 28, 2007	Fraudulent payment of \$2,135.00 to Jasmine Carmichael	Names of Carmen and Richard B.

All in violation of Title 18, United States Code, Section 1028A(a)(1) and 2.

A TRUE BILL.

/s/ Signature of [redacted] /s/ W/AUSA

FOREPERSON



McGREGOR W. SCOTT
United States Attorney

No. _____

UNITED STATES DISTRICT COURT

Eastern District of California

Criminal Division

THE UNITED STATES OF AMERICA

vs.

**JASMIN NICOLE BUTTS,
JASMINE CHANEL CARMICHAEL,
EBONY CROMWELL,
DARCELL EPPS, and
TIFFANY CHARANDA PIPPINS**

INDICTMENT

**VIOLATION(S): 18 U.S.C. § 371 - Conspiracy; 18 U.S.C. § 1344(2)
- Bank Fraud and Attempted Bank Fraud (5 Counts); 18 U.S.C. §
1028A(a)(1) - Aggravated Identity Theft (2 Counts)**

A true bill,

2:07 - CR - 0449 MCE

151

Foreman.

Filed in open court this _____ day

of _____, A.D. 2007

Clerk.

Bail, \$ 0 pending hearing as to Butts + Carmichael; See to [unclear] from [unclear] Epps; Pippins

PENALTY SLIP

DEFENDANTS: JASMIN NICOLE BUTTS **2:07 - CR - 0449 HCE**
JASMINE CHANEL CARMICHAEL

COUNT 1: 18 U.S.C. § 371- Conspiracy

PENALTY: Not more than 5 years imprisonment,
Not more than \$250,000,
Term of 3 years supervised release.

COUNTS 2- 6: 18 U.S.C. 1344 (2) - Bank Fraud and
Attempted Bank Fraud

PENALTY: Not more than 30 years imprisonment,
Not more than \$1,000,000,
Not more than 5 years supervised release

COUNTS 7 and 8: 18 U.S.C. § 1028A(a)(1) - Aggravated
Identity Theft

PENALTY: Not more than 2 years imprisonment consecutive,
Not more than \$250,000,
Term of 1 year supervised release

ASSESSMENT: \$100 each count.

PENALTY SLIP

DEFENDANT:

EBONY CROMWELL
DARCELL EPPS
TIFFANY CHARANADA PIPPINS

2:07 - CR - 0449

COUNT 1:

18 U.S.C. § 371 - Conspiracy

PENALTY:

Not more than 5 years imprisonment,
Not more than \$250,000
Term of 3 years supervised release.

ASSESSMENT:

\$100 each count.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

1394115

USA,

v.

JASMIN NICOLE BUTTS,**WARRANT FOR ARREST**Case Number: **2:07-CR-00449-MCE**

To: The United States Marshal
 and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest Jasmin Nicole Butts,

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☒ Indictment ☐ Information ☐ Violation Petition ☐ Other

charging him or her with (brief description of offense)

Conspiracy

in violation of Title 18

United States Code, Section(s) 371

D. Duong

Name of Issuing Officer

Signature of Issuing Officer

Deputy Clerk

Title of Issuing Officer

10/4/07

Sacramento

Date and Location

Bail fixed at **\$No Bail**

by **Judge Kimberly J. Mueller**

RETURN

This warrant was received and executed with the arrest of the above-named defendant

Date Received

Name and Title of Arresting Officer

Date of Arrest

Signature of Arresting Officer

RECEIVED
 UNITED STATES MARSHAL
 07 OCT - 4 PM 2:51
 EASTERN DISTRICT
 OF CALIFORNIA